

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

USA
6/23/04
Filed

REGAL FABRICS, INC.,

Plaintiff,

v.

KOBA, INC., an Illinois corporation;
IBR CORPORATION, d/b/a/ Harbortown Division,
an Illinois corporation; and
SHOPKO STORES, INC., a Wisconsin corporation,

Defendants.

Civil Action No.: 04-10961 RWZ

**DEFENDANTS' ASSENTED-TO MOTION TO EXTEND TIME TO FILE RESPONSE
TO PLAINTIFF'S COMPLAINT**

Defendants Koba, Inc., IBR Corporation, and ShopKo Stores, Inc. ("Defendants"), with the assent of the plaintiff Regal Fabrics, Inc. ("Plaintiff"), hereby move the court to allow the Defendants an additional two weeks, up to and including July 7, 2004, to file a response to Plaintiff's Complaint. In support of this motion, Defendants state that their counsel has only recently been engaged to represent them and requires this additional time to study the issues and to discuss with the Plaintiff the narrowing of issues involved in this litigation. The Plaintiff will not be prejudiced by this extension and assent to it.

WHEREFORE, Defendants Koba, Inc., IBR Corporation, and ShopKo Stores, Inc. respectfully request that this Court extend the time for them to file a response to the Plaintiff's Complaint up to and including July 7, 2004.

RESPECTFULLY SUBMITTED:

KOBA, INC., IBR CORPORATION, and
SHOPKO STORES, INC.

Defendants,

By their attorneys,

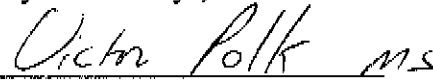

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ASSENTED TO:

REGAL FABRICS, INC.


Plaintiff,

By its attorneys,


Richard S. Taffet, BBO#1721182
Victor H. Polk, BBO#546099
BINGHAM McCUTCHEN LLP
150 Federal Street
Boston, MA 02110
Telephone: (617) 951-8000

LOCAL RULE 7.1(A)(2) CERTIFICATE

On June 22, 2004, I contacted counsel for the Plaintiff and was informed that the Plaintiff assents to this motion.


Mark Schonfeld

Certificate of Service

I, Mark Schonfeld hereby certify that on June 22, 2004, I caused a copy of the above document to be served upon all counsel of record by first class mail, postage prepaid.


Mark Schonfeld

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